



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

WD 29 file 2010

November 29, 2010

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

Rondo Perkins
C.V. Cattle, Inc.
3124 Nipper Road
Bancroft, ID 83217

RE: New Dam & Reservoir
T6S/R38E/Section 26

COPY

Dear Mr. Perkins:

The purpose of this letter is to confirm our telephone conversation regarding the referenced dam and reservoir that you began to construct earlier this year. As discussed, Idaho Code, Title 42 Chapter 17 provides for the regulation of dams and reservoirs by the Department of Water Resources (IDWR) dam safety program. Please note that any new or enlarged water storage facility that exceeds 10 feet height or 50 acre-feet storage capacity requires IDWR design review and approval prior to construction. Initial measurements indicate that this observed project would qualify as a regulated dam.

Attached is an application form that you will need to fill out and return if you intend to impound water behind the dam. After we have received your completed application and the corresponding fee, we will schedule a time with you for an inspection of the project works to verify that the dam is being constructed according to minimum design standards. In the meantime, please review the design standards for construction of a small earthen dam (enclosed).

An alternative to submitting an application and fee for constructing a dam of this size would be to restrict both the height of the dam and the volume of the reservoir to less than 10 feet and 50 acre-feet, respectively. Undersized dams of such stature typically are not regulated for benefit of public safety; however, it is important to note that in most cases a valid water right is required *regardless* the height of the dam and storage capacity of the reservoir. I understand there may be other reservoirs in the area that presently do not possess a valid water right.

Thank you for your cooperation. If you have any questions, please do not hesitate to call me at (208) 287-4927. You may also contact Joe Kaufman in the Eastern Region Office, (208) 525-7161.

Sincerely,


John Falk, PE

Dam Safety Manager

cc: Joe Kaufman – Eastern Regional Office
Tim Luke – Water Distribution Section
Steve Hebdon – Watermaster
Portneuf-Marsh Valley Canal Company

Enc: Application Form
Small Dam Design Criteria